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| APPLICATION NUMBER    | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|-----------------------|------------------------|-----------------------|------------------------|
| AUG 03 2004 10802,416 | 03/16/2004             | Richard L. Ramirez    | 078305.108021          |

CONFIRMATION NO. 3838

## FORMALITIES LETTER



\*OC000000012865555\*

John F. Gulbin  
 PITNEY, HARDIN, KIPP & SZUCH LLP  
 685 Third Avenue  
 New York, NY 10017-4024

Date Mailed: 06/04/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) 2-6.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

08/05/2004 AWONDAF1 00000003 10802416

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Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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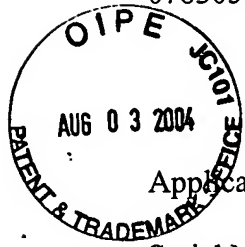
*A copy of this notice MUST be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

078305.108021



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Richard L. RAMIREZ et al.  
Serial No.: 10/802,416  
Filed: March 16, 2004  
Group: 3727  
For: TWO-COMPARTMENT CONTAINER

7 Times Square  
New York, NY 10036-7311

July 30, 2004

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Attention: Customer Service Center  
Initial Patent Examination Division

Sir:

In response to the "Notice to File Missing Parts of Nonprovisional Application" of June 4, 2004 on the above-identified application, the Applicants respectfully submit the following:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 30, 2004

John F. Gulbin

Attorney

*John F. Gulbin*

Signature

July 30, 2004

Date of Signature

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 50-1145, Order No. 078305.108021.

- a) the copy of the Notice bearing the legend "Part 2 – copy to be returned with response";
- b) a Declaration, duly executed by the Applicants, Richard L. Ramirez and Mark A. Bergeron;
- c) a Power of Attorney, duly signed by the Applicant, Richard L. Ramirez;
- d) a Power of Attorney, duly signed by the Applicant, Mark A. Bergeron; and
- e) our check for \$170.00, which includes payment of the surcharge of \$130.00 required under 37 C.F.R. § 1.16(e) for filing an inventor's declaration on a date later than the filing date of an application.

Also enclosed is an Assignment of the present application to Tekni-Plex, Inc. of Somerville, New Jersey for recordal in Assignment Branch. The remaining \$40.00 of our enclosed check for \$170.00 is included in payment of the fee required under 37 C.F.R. § 1.21(h) for recordal of an assignment.

Also enclosed are replacement drawings for those submitted on March 16, 2004. Seven (7) sheets including seven (7) figures are enclosed.

An early examination of the present application is respectfully requested.

Respectfully submitted,



John F. Gulbin  
Registration No. 33,180

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New York, NY 10036-7311